

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2010-26-T - ORDER NO. 2010-379

JULY 6, 2010

IN RE: Application of Merit Transport, Inc., 1275)	ORDER GRANTING
Highway 501, Myrtle Beach, South Carolina)	CLASS C CHARTER
29577 (Mailing Address: Post Office Box)	CERTIFICATE
2249, Myrtle Beach, South Carolina 29578))	
for a Class C Charter Certificate of Public)	
Convenience and Necessity.)	

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of an Application filed by Merit Transport, Inc. (the Applicant) for a Class C Charter Certificate of Public Convenience and Necessity to render motor passenger service over irregular routes as follows:

BETWEEN POINTS AND PLACES IN HORRY, GEORGETOWN,
WILLIAMSBURG, BERKELEY, CHARLESTON, DORCHESTER,
MARION, FLORENCE, DILLON, MARLBORO, AND
CHESTERFIELD COUNTIES, SOUTH CAROLINA, RESTRICTED
TO: FOURTEEN (14) PASSENGERS ON 15-PASSENGER VANS,
AND TO SIX (6) PASSENGERS ON 7-PASSENGER MINI-VANS.

The Pee Dee Regional Transportation Authority ("PDRTA") had filed a timely petition to intervene in this matter and initially opposed the issuance of the Certificate to the Applicant. Three other carriers also filed petitions to intervene, but none of these retained South Carolina counsel to enter appearances on its behalf, and none took action to advance its case in intervening and opposing the Application. These three intervenors thereby abandoned their petitions to intervene. Subsequently, PDRTA, after discussions

and negotiations with the Applicant, resolved its differences with the Applicant, withdrew its petition to intervene, and informed the Commission that it no longer opposed the Application.

Upon consideration of the Application, the representations contained therein, and the documentary evidence attached thereto, the Commission finds that the Applicant is fit, willing, and able to perform the service to the public under the authority sought. The Commission also finds that the granting of the Certificate is required by public convenience and necessity.

IT IS THEREFORE ORDERED:

1. That the Application of Merit Transport, Inc. for a Class C Charter Certificate of Public Convenience and Necessity is hereby approved.

2. That the Applicant cause to be filed with the Office of Regulatory Staff (ORS) the proper license fees, proof of liability insurance (i.e. "Form E"), and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 (Supp. 2009) of the Commission's Rules and Regulations for Motor Carriers, and 23A S.C. Code Ann. Regs. 38-400 through 38-503 (Supp. 2009) of the Department of Public Safety's Rules and Regulations for Motor Carriers, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. That failure of the Applicant to either (1) complete the certification process by complying with the requirements of filing with the ORS proof of appropriate insurance and the payment of license fees and such other information required by law

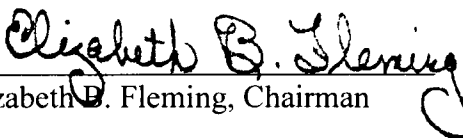
within sixty (60) days of the date of this Order or (2) request and obtain from the Commission additional time to comply with the requirements stated above, may result in the authorization approved in this Order being revoked.

4. That upon compliance with the filing of information as required by S.C. Code Ann. Section 58-23-10, et seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann. Regs. Vol. 26 (Supp. 2009), as amended, a Certificate shall be issued by the ORS to the Applicant authorizing the motor carrier services granted herein.

5. That prior to compliance with the requirements regarding the filing of certain information with the ORS and receipt of a Certificate, the motor carrier services authorized by this Order may not be provided.

6. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman

(SEAL)